

COUNCIL OF THE CITY OF ABERDEEN
Ordinance No. 15-O-06

Introduced By: Mayor Michael E. Bennett

Date Introduced: April 27, 2015

Amendments Adopted:

Date Adopted: May 18, 2015

Date Effective: June 8, 2015

ORDINANCE NO. 15-O-06

AN ORDINANCE concerning

**REVISION OF CITY OF ABERDEEN
PEDDLING AND SOLICITING**

- 1 **FOR** the purpose of altering City of Aberdeen peddling and soliciting restrictions, repealing with
2 amendments existing peddling and soliciting regulations; providing that the provisions of this
3 ordinance are severable; and matters generally related to revisions to the City's peddling and
4 soliciting regulations.
5
6 **BY** repealing and reenacting, with amendments
7 Chapter 417. PEDDLING AND SOLICITING
8 Sections 417-1 through 417-6
9 Code of the City of Aberdeen (2010 Edition as amended)

EXPLANATION:

Bold Italics indicate matter added to existing law or new law.
((Double Parenthesis)) indicate matter deleted from existing law.
Underlining indicates amendments to bill.
~~Strike Out~~ indicates matter stricken from bill by amendment or deleted
from the law by amendment.
* * * indicates existing unmodified text omitted from Ordinance

1 **SECTION 1. BE IT ENACTED BY THE COUNCIL OF THE CITY OF**
2 **ABERDEEN**, that Chapter 417 of the Code of the City of Aberdeen (2010 Edition as amended),
3 Section 27, PROVISIONS APPLICABLE TO ALL DISTRICTS, are amended to read as
4 follows:

5
6 **§417-1 License Required.**

7
8 It shall be unlawful for any person to engage within the corporate limits of the City in the
9 business of a peddler or a solicitor *or a food truck operator* without first obtaining a license as
10 provided herein.

11
12 **§417-2 Definitions.**

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14 For the purposes of this chapter, the following terms shall have the meanings indicated:

15
16 **PEDDLER or SOLICITOR**

17
18 Includes any person who hawks, peddles, sells, solicits or takes orders for any wares or
19 merchandise or anything of value upon the streets of the City or any person who goes from house
20 to house without appointment or invitation to vend, sell or take orders for any wares or
21 merchandise or anything of value, either by sample or otherwise.

22
23 **FOOD TRUCK OPERATOR**

24
25 *Includes any vendor that sells any sort of food product for consumption on or off*
26 *premise from a truck, trailer, pull behind cart such as a hot dog cart or mobile smoker.*

27
28 **§417-3 Permitted hours of operation.**

29
30 Any peddling and soliciting shall occur only from 10:00 a.m. to dusk.

31
32 *Any food truck operator may generally operate from 7:00 a.m. to 9:00 p.m.*

33
34 **§417-4 Exemptions.**

35
36 The provisions of this chapter shall not apply to:

- 37
38 A. The sale of merchandise to manufacturers, wholesalers or retailers for use in their
39 business or for resale.
40
41 B. Persons who take orders for or make delivery of newspapers, milk, ice, fuel, bakery
42 goods or other dairy or bakery perishable food products.
43
44 C. Persons selling such articles as may be produced, caught or raised by them.
45

D. Persons selling Christmas trees, cards, greens, holly and wreaths.

E. Bona fide fraternal, religious, charitable, patriotic, educational, benevolent or civic organizations.

F. Volunteer fire companies.

§417-5 Separate license required.

A separate license must be obtained for peddler or solicitor.

§417-6 Food truck supplemental requirements.

A food truck operator must comply with the following requirements to maintain his or her license with the City:

A. Any food truck operator must obtain and maintain all applicable licenses and meet all applicable requirements as specified by the Harford County Health Department.

B. Any food truck operator must operate from an approved location on City-owned property with the permission of the City or on privately-owned property with written permission from the property owner.

C. Any food truck operator must keep the area within a twenty-five foot (25') radius of his or her truck, free of trash and food scraps.

D. A food truck operator will not conduct business in a residentially zoned portion of the City.

E. A food truck operator will not display any signature other than what is lettered on his or her food truck and up to two (2) sandwich boards or similar signs for the purpose of posting a food menu. Such sandwich board signs must be located no farther than fifteen feet (15') from the food truck.

§417-6 7 Contents of license application.

An application for a license shall be filed with the City Manager and shall include:

A. The name, local and permanent addresses, age, weight, height, color of hair and eyes and other distinguishing physical characteristics of the applicant.

B. The name and local and permanent addresses of the employer of the applicant or the owner of the business.

C. The length of such employment or association.

1
2 D. A brief description of the business and nature of the merchandise to be sold.

3
4 E. If a vehicle is to be used, a description of the same, together with tag number.

5
6 F. A statement as to whether or not the applicant has been convicted of any crime,
7 misdemeanor or violation of any municipal ordinance, the nature of the offense and the
8 punishment or penalty assessed.
9

10 **§417-7 8 Issuance of license.**

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12 Upon payment of a fee established by the City Council and submission of a completed
13 application, the City Manager shall issue a license.
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15 **SECTION 2. BE IT FURTHER ENACTED BY THE COUNCIL OF THE CITY**
16 **OF ABERDEEN**, that this Ordinance shall become effective at the expiration of twenty (20)
17 calendar days following adoption.
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COUNCIL OF THE CITY OF ABERDEEN

Michael E. Bennett, Mayor

Ruth E. Elliott, Councilwoman

Sandra J. Landbeck, Councilwoman

Stephen A. Smith, Councilman

Ruth Ann Young, Councilwoman

ATTEST:

SEAL:

Monica A. Correll, City Clerk

Date _____